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1 ANDRÉ BIROTTE JR.
United States Attorney
2 ROBERT E. DUGDALE
United States Attorney
3 Chief, Criminal Division
STEVEN R. WELK
4 Assistant United States Attorney
Chief, Asset Forfeiture Section
5 P. GREG PARHAM
Assistant United States Attorney
6 California Bar Number 140310
Asset Forfeiture Section
7 1400 United States Courthouse
312 North Spring Street
8 Los Angeles, California 90012
Telephone: (213) 894-6528
9 Facsimile: (213) 894-7177
E-Mail: Greg.Parham@usdoj.gov

10 Attorneys for Plaintiff
11 United States of America

12 UNITED STATES DISTRICT COURT
13 FOR THE CENTRAL DISTRICT OF CALIFORNIA
14 WESTERN DIVISION

15 UNITED STATES OF AMERICA,) NO. CV 11-5035 GAF(CWx)

16 Plaintiff,)

17 v.)

CONSENT JUDGMENT OF FORFEITURE

18 \$42,093.61 IN U.S. CURRENCY,)

19 Defendant.)

20 THOMAS ZESATI AND MARITSSA)
21 MARQUEZ,)

22 Claimants.)
23

24 This action was filed on June 14, 2011 ("the complaint").
25 Notice was given and published in accordance with law. Claimant
26 Thomas Zesati ("Zesati") and Maritssa Marquez ("Marquez") (Zesati
27 and Marquez will be collectively referred to hereinafter as
28 "claimants") filed a verified claim of interest on July 20, 2011

1 and an answer on June 4, 2012. Plaintiff United States of
2 America ("the government") and the claimants, from whom the
3 defendant \$42,093.61 in U.S. currency ("defendant currency") was
4 seized and who filed a verified claim thereto, have reached an
5 agreement that is dispositive of this action. The parties hereby
6 request that the Court enter this Consent Judgment of Forfeiture.

7 **WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:**

8 This Court has jurisdiction over the parties and the subject
9 matter of this action.

10 1. Notice of this action has been given in accordance with
11 law. All potential claimants to the defendant currency other
12 than claimants are deemed to have admitted the allegations of the
13 complaint. The allegations set out in the complaint are
14 sufficient to establish a basis for forfeiture.

15 2. The United States of America shall have judgment as to
16 \$32,093.61 of the defendant currency, plus all interest earned by
17 the government on the full amount of the defendant currency, and
18 no other person or entity shall have any right, title or interest
19 therein. The United States Marshals Service is ordered to
20 dispose of said assets in accordance with law.

21 3. \$10,000.00 of the defendant currency, without any
22 interest, shall be paid to claimants not later than forty five
23 (45) days from the date of the entry of this judgment by
24 electronic transfer directly into a financial institution account
25 designated by claimants' counsel, Paul L. Gabbert. Claimants'
26 counsel agrees to provide appropriate financial institution
27 account information within 10 days of execution of this consent
28 judgment.

4. Claimants hereby release the United States of America, its agencies, agents, and officers, including employees and agents of the Drug Enforcement Administration, from any and all claims, actions or liabilities arising out of or related to this action, including, without limitation, any claim for attorney's fees, costs or interest which may be asserted on behalf of the claimants, whether pursuant to 28 U.S.C. § 2465 or otherwise.

5. The court finds that there was reasonable cause for the seizure of the defendant currency and institution of these proceedings. This judgment shall be construed as a certificate of reasonable cause pursuant to 28 U.S.C. § 2465.

6. The Court retains jurisdiction over this case and the parties hereto to effectuate the terms of this Consent Judgment.

Dated: July 30, 2012

Gary Feers
HONORABLE GARY A. FEERS

THE HONORABLE GARY A. FEES
UNITED STATES DISTRICT JUDGE

[Signatures of the parties appear on the next page.]

Approved as to form and content:

Dated: July 27, 2012

ANDRÉ BIROTTE JR.
United States Attorney
ROBERT E. DUGDALE
Assistant United States Attorney
Chief, Criminal Division
STEVEN R. WELK
Assistant United States Attorney
Chief, Asset Forfeiture Section

/S/

P. GREG PARHAM
Assistant United States Attorney
Asset Forfeiture Section

Attorneys for Plaintiff
United States of America

Dated: July 27, 2012

/S/

PAUL L. GABBERT
Attorney for Claimants
THOMAS ZESATI AND MARITSSA MARQUEZ